

1 RUTAN & TUCKER, LLP
Roger F. Friedman (State Bar No. 186070)
2 rfriedman@rutan.com
Philip J. Blanchard (State Bar No. 192378)
3 pblanchard@rutan.com
Ashley M. Teesdale (State Bar No. 289919)
4 ateesdale@rutan.com
611 Anton Boulevard, Suite 1400
5 Costa Mesa, California 92626-1931
Telephone: 714-641-5100
6 Facsimile: 714-546-9035

7 Attorneys for Creditor ARB, INC.

8
9 UNITED STATES BANKRUPTCY COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION

12 In re
13 PG&E CORPORATION
14 and
15 PACIFIC GAS AND ELECTRIC
COMPANY
16 Debtors.

Case No. 19-30088 DM (Lead Case)

(Jointly Administered with Case No.
19-30089 DM)

Chapter 11

**NOTICE OF WITHDRAWAL OF
CERTAIN NOTICES OF CONTINUED
PERFECTION OF MECHANICS
LIENS AND AMENDED MECHANICS
LIENS**

- 17 ☐ Affects PG&E Corporation
18 ☐ Affects Pacific Gas and Electric
19 Company
20 ☒ Affects both Debtors.

21 * All papers shall be filed in the Lead
22 Case No. 19-30088 DM.

23 ARB, Inc. ("ARB"), by and through its undersigned counsel, hereby gives notice of
24 withdrawal of certain of its previously-filed Notices of Continued Perfection of Mechanics
25 Liens Pursuant to 11 U.S.C. § 546(b)(2).

26 1. ARB is a corporation that provided and delivered labor, services, equipment,
27 and materials for the construction and improvement of projects on real property owned by
28 PG&E Corporation and/or Pacific Gas and Electric Company (collectively, the "Debtors")

1 before January 29, 2019 (the “Petition Date”).

2 2. Before the Petition Date, ARB properly perfected various mechanics liens
3 under California Civil Code §§ 8400, *et seq.* by timely recording Mechanics Liens in various
4 counties in the State of California.

5 3. Pursuant to California Civil Code § 8460, an action to enforce a lien must be
6 commenced within 90 days after recordation of the claim of lien. However, due to the
7 automatic stay set forth in 11 U.S.C. § 362, ARB is precluded from filing a state court action
8 to enforce its mechanics liens. 11 U.S.C. § 546(b)(2) provides that when applicable law
9 requires seizure of property or commencement of an action to perfect, maintain, or continue
10 the perfection of an interest in property, and the property has not been seized or an action
11 has not been commenced before the bankruptcy petition date, then the claimant shall instead
12 give notice of its intent to enforce the lien within the time fixed by law for seizing the
13 property or commencing an action. *See* 11 U.S.C. § 546(b)(2); *see also In re Baldwin*
14 *Builders (Village Nurseries v. Gould)*, 232 B.R. 406, 410-411 (9th Cir. 1999); *Village*
15 *Nurseries v. Greenbaum*, 101 Cal.App.4th 26, 41 (Cal. Ct. App. 2002).

16 4. Accordingly, after the Petition Date, ARB filed in the Debtor’s jointly-
17 administered bankruptcy case various Notices of Continued Perfection of Mechanics Liens
18 with respect to various Mechanics Liens that ARB recorded in various counties in the State
19 of California.

20 5. After ARB filed its Notices of Continued Perfection of Mechanics Liens, ARB
21 received payment in full of the invoices underlying certain of its recorded Mechanics Liens.
22 Accordingly, with respect to the Mechanics Liens for which ARB has received payment in
23 full, ARB has recorded with the applicable county recorders the following Releases of
24 Mechanics Lien, and therefore, hereby withdraws and provides notice of withdrawal of the
25 following related Notices of Continued Perfection of Mechanics Liens which ARB
26 previously filed in this bankruptcy case:

27 (a) Notice of Continued Perfection of Mechanics Lien filed on February
28 22, 2019, as Doc. No. 553, relating to the Mechanics Lien recorded in the Official

1 Records of San Mateo County, State of California, on January 25, 2019, as Doc. No.
2 2019-005553, and the Amended Mechanics Lien recorded in the Official Records of
3 San Mateo County, State of California, on July 2, 2019, as Doc. No. 2019-051384,
4 which have been released by the recording of the Release of Amended Mechanics
5 Lien recorded in the Official Records of San Mateo County, State of California, on
6 July 22, 2019, as Doc. No. 2019-056876.

7 (b) Notice of Continued Perfection of Mechanics Lien filed on February
8 22, 2019, as Doc. No. 559, relating to the Mechanics Lien recorded in the Official
9 Records of Yolo County, State of California, on January 24, 2019, as Doc. No. 2019-
10 0001354-00, and the Amended Mechanics Lien recorded in the Official Records of
11 Yolo County, State of California, on July 2, 2019, as Doc. No. 2019-0014718-00,
12 which have been released by the recording of the Release of Amended Mechanics
13 Lien recorded in the Official Records of Yolo County, State of California, on July 23,
14 2019, as Doc. No. 2019-0016601-00.

15 (c) Notice of Continued Perfection of Mechanics Lien filed on February
16 22, 2019, as Doc. No. 560, relating to the Mechanics Lien recorded in the Official
17 Records of Marin County, State of California, on January 24, 2019, as Doc. No. 2019-
18 0002261, which has been released by the Release of Mechanics Lien recorded in the
19 Official Records of Marin County, State of California, on June 24, 2019, as Doc. No.
20 2019-0021845.

21 (d) Notice of Continued Perfection of Mechanics Lien filed on February
22 22, 2019, as Doc. No. 561, relating to the Mechanics Lien recorded in the Official
23 Records of Marin County, State of California, on January 24, 2019, as Doc. No. 2019-
24 0002262, which has been released by the Release of Mechanics Lien recorded in the
25 Official Records of Marin County, State of California, on June 24, 2019, as Doc. No.
26 2019-0021844.

27 (e) Notice of Continued Perfection of Mechanics Lien filed on February
28 22, 2019, as Doc. No. 562, relating to the Mechanics Lien recorded in the Official

1 Records of Marin County, State of California, on January 25, 2019, as Doc. No. 2019-
2 0002416, which has been released by the Release of Mechanics Lien recorded in the
3 Official Records of Marin County, State of California, on June 24, 2019, as Doc. No.
4 2019-0021842.

5 (f) Notice of Continued Perfection of Mechanics Lien filed on February
6 22, 2019, as Doc. No. 564, relating to the Mechanics Lien recorded in the Official
7 Records of Alameda County, State of California, on January 24, 2019, as Doc. No.
8 2019011142, which has been released by the Release of Mechanics Lien recorded in
9 the Official Records of Alameda County, State of California, on June 24, 2019, as
10 Doc. No. 2019119773.

11 (g) Notice of Continued Perfection of Mechanics Lien filed on February
12 22, 2019, as Doc. No. 565, relating to the Mechanics Lien recorded in the Official
13 Records of Santa Clara County, State of California, on January 24, 2019, as Doc. No.
14 24102937, which has been released by the Release of Mechanics Lien recorded in the
15 Official Records of Santa Clara County, State of California, on June 24, 2019, as Doc.
16 No. 24209654.

17 (h) Notice of Continued Perfection of Mechanics Lien filed on February
18 22, 2019, as Doc. No. 566, relating to the Mechanics Lien recorded in the Official
19 Records of Santa Clara County, State of California, on January 24, 2019, as Doc. No.
20 24102932, and the Amended Mechanics Lien recorded in the Official Records of
21 Santa Clara County, State of California, on July 2, 2019, as Doc. No. 24216359,
22 which have been released by the recording of the Release of Amended Mechanics
23 Lien recorded in the Official Records of Santa Clara County, State of California, on
24 July 22, 2019, as Doc. No. 24235796.

25 (i) Notice of Continued Perfection of Mechanics Lien filed on February
26 22, 2019, as Doc. No. 567, relating to the Mechanics Lien recorded in the Official
27 Records of Alameda County, State of California, on January 24, 2019, as Doc. No.
28 2019011143, and the Amended Mechanics Lien recorded in the Official Records of

1 Alameda County, State of California, on July 2, 2019, as Doc. No. 2019126319,
2 which have been released by the recording of the Release of Amended Mechanics
3 Lien recorded in the Official Records of Alameda County, State of California, on July
4 22, 2019, as Doc. No. 2019139339.

5 (j) Notice of Continued Perfection of Mechanics Lien filed on February
6 22, 2019, as Doc. No. 568, relating to the Mechanics Lien recorded in the Official
7 Records of San Mateo County, State of California, on January 24, 2019, as Doc. No.
8 2019-004928, and the Amended Mechanics Lien recorded in the Official Records of
9 San Mateo County, State of California, on July 2, 2019, as Doc. No. 2019-051383,
10 which have been released by the recording of the Release of Amended Mechanics
11 Lien recorded in the Official Records of San Mateo County, State of California, on
12 July 22, 2019, as Doc. No. 2019-056875.

13 (k) Notice of Continued Perfection of Mechanics Lien filed on February
14 22, 2019, as Doc. No. 569 relating to the Mechanics Lien recorded in the Official
15 Records of San Mateo County, State of California, on January 24, 2019, as Doc. No.
16 2019-004927, and the Amended Mechanics Lien recorded in the Official Records of
17 San Mateo County, State of California, on July 2, 2019, as Doc. No. 2019-051382,
18 which have been released by the recording of the Release of Amended Mechanics
19 Lien recorded in the Official Records of San Mateo County, State of California, on
20 July 22, 2019, as Doc. No. 2019-056874.

21 (l) Notice of Continued Perfection of Mechanics Lien filed on February
22 22, 2019, as Doc. No. 570, relating to the Mechanics Lien recorded in the Official
23 Records of San Mateo County, State of California, on January 24, 2019, as Doc. No.
24 2019-004925, which has been released by the recording of the Release of Mechanics
25 Lien recorded in the Official Records of San Mateo County, State of California, on
26 June 24, 2019, as Doc. No. 2019-048511.

27 (m) Notice of Continued Perfection of Mechanics Lien filed on February
28 22, 2019, as Doc. No. 571, relating to the Mechanics Lien recorded in the Official

1 Records of Mendocino County, State of California, on January 24, 2019, as Doc. No.
2 2019-01033, which has been released by the recording of the Release of Mechanics
3 Lien recorded in the Official Records of Mendocino County, State of California, on
4 June 25, 2019, as Doc. No. 2019-07177.

5 (n) Notice of Continued Perfection of Mechanics Lien filed on February
6 22, 2019, as Doc. No. 572, relating to the Mechanics Lien recorded in the Official
7 Records of Santa Clara County, State of California, on January 24, 2019, as Doc. No.
8 24102935, which has been released by the recording of the Release of Mechanics
9 Lien recorded in the Official Records of Santa Clara County, State of California, on
10 June 24, 2019, as Doc. No. 24209653.

11 (o) Notice of Continued Perfection of Mechanics Lien filed on February
12 22, 2019, as Doc. No. 573 relating to the Mechanics Lien recorded in the Official
13 Records of Santa Clara County, State of California, on January 24, 2019, as Doc. No.
14 24102936, and the Amended Mechanics Lien recorded in the Official Records of
15 Santa Clara County, State of California, on July 2, 2019, as Doc. No. 24216360,
16 which have been released by the recording of the Release of Amended Mechanics
17 Lien recorded in the Official Records of Santa Clara County, State of California, on
18 July 22, 2019, as Doc. No. 24235795.

19 (p) Notice of Continued Perfection of Mechanics Lien filed on February
20 22, 2019, as Doc. No. 577 relating to the Mechanics Lien recorded in the Official
21 Records of Marin County, State of California, on January 25, 2019, as Doc. No. 2019-
22 0002414, and the Amended Mechanics Lien recorded in the Official Records of
23 Marin County, State of California, on July 2, 2019, as Doc. No. 2019-0023041, which
24 have been released by the recording of the Release of Amended Mechanics Lien
25 recorded in the Official Records of Marin County, State of California, on July 22,
26 2019, as Doc. No. 2019-0025692.

27 (q) Notice of Continued Perfection of Mechanics Lien filed on February
28 22, 2019, as Doc. No. 578, relating to the Mechanics Lien recorded in the Official

1 Records of Sonoma County, State of California, on January 24, 2019, as Doc. No.
2 2019004831, which has been released by the recording of the Release of Mechanics
3 Lien recorded in the Official Records of Sonoma County, State of California, on June
4 24, 2019, as Doc. No. 2019042320.

5 (r) Notice of Continued Perfection of Mechanics Lien filed on February
6 22, 2019, as Doc. No. 579, relating to the Mechanics Lien recorded in the Official
7 Records of Santa Clara County, State of California, on January 24, 2019, as Doc. No.
8 24102933, which has been released by the recording of the Release of Mechanics
9 Lien recorded in the Official Records of Santa Clara County, State of California, on
10 June 24, 2019, as Doc. No. 24209655.

11 (s) Notice of Continued Perfection of Mechanics Lien filed on February
12 22, 2019, as Doc. No. 580, relating to the Mechanics Lien recorded in the Official
13 Records of Marin County, State of California, on January 24, 2019, as Doc. No. 2019-
14 0002260, which has been released by the recording of the Release of Mechanics Lien
15 recorded in the Official Records of Marin County, State of California, on June 24,
16 2019, as Doc. No. 2019-0021843.

17 (t) Notice of Continued Perfection of Mechanics Lien filed on February
18 22, 2019, as Doc. No. 581 relating to the Mechanics Lien recorded in the Official
19 Records of San Mateo County, State of California, on January 25, 2019, as Doc. No.
20 2019-005554, and the Amended Mechanics Lien recorded in the Official Records of
21 San Mateo County, State of California, on July 2, 2019, as Doc. No. 2019-051380,
22 which have been released by the recording of the Release of Amended Mechanics
23 Lien recorded in the Official Records of San Mateo County, State of California, on
24 July 22, 2019, as Doc. No. 2019-056873.

25 (u) Notice of Continued Perfection of Mechanics Lien filed on February
26 22, 2019, as Doc. No. 582, relating to the Mechanics Lien recorded in the Official
27 Records of San Mateo County, State of California, on January 24, 2019, as Doc. No.
28 2019-004926, which has been released by the recording of the Release of Mechanics

1 Lien recorded in the Official Records of San Mateo County, State of California, on
2 June 24, 2019, as Doc. No. 2019-048512.

3 (v) Notice of Continued Perfection of Mechanics Lien filed on February
4 22, 2019, as Doc. No. 583, relating to the Mechanics Lien recorded in the Official
5 Records of Marin County, State of California, on January 24, 2019, as Doc. No. 2019-
6 0002263, which has been released by the recording of the Release of Mechanics Lien
7 recorded in the Official Records of Marin County, State of California, on June 24,
8 2019, as Doc. No. 2019-0021841.

9 (w) Notice of Continued Perfection of Mechanics Lien filed on February
10 22, 2019, as Doc. No. 584, relating to the Mechanics Lien recorded in the Official
11 Records of Sacramento County, State of California, on January 28, 2019, as Doc. No.
12 201901280645, which has been released by the recording of the Release of
13 Mechanics Lien recorded in the Official Records of Sacramento County, State of
14 California, on May 3, 2019, as Doc. No. 201905031088.

15 (x) Notice of Continued Perfection of Mechanics Lien filed on February
16 22, 2019, as Doc. No. 585, relating to the Mechanics Lien recorded in the Official
17 Records of El Dorado County, State of California, on January 28, 2019, as Doc. No.
18 20190002792, which has been released by the recording of the Release of Mechanics
19 Lien recorded in the Official Records of El Dorado County, State of California, on
20 May 3, 2019, as Doc. No. 2019-0016828-00.

21 (y) Notice of Continued Perfection of Mechanics Lien filed on February
22 22, 2019, as Doc. No. 586, relating to the Mechanics Lien recorded in the Official
23 Records of San Mateo County, State of California, on January 25, 2019, as Doc. No.
24 2019-005555, which has been released by the recording of the Release of Mechanics
25 Lien recorded in the Official Records of San Mateo County, State of California, on
26 May 3, 2019, as Doc. No. 2019-032965.

27 (z) Notice of Continued Perfection of Mechanics Lien filed on February
28 22, 2019, as Doc. No. 587, relating to the Mechanics Lien recorded in the Official

1 Records of El Dorado County, State of California, on January 25, 2019, as Doc. No.
2 20190002572, which has been released by the recording of the Release of Mechanics
3 Lien recorded in the Official Records El Dorado County, State of California, on May
4 3, 2019, as Doc. No. 2019-0016827-00.

5 (aa) Notice of Continued Perfection of Mechanics Lien filed on February
6 22, 2019, as Doc. No. 590, relating to the Mechanics Lien recorded in the Official
7 Records of Sacramento County, State of California, on January 28, 2019, as Doc. No.
8 201901280643, which has been released by the recording of the Release of
9 Mechanics Lien recorded in the Official Records of Sacramento County, State of
10 California, on May 3, 2019, as Doc. No. 201905031089.

11 (bb) Notice of Continued Perfection of Mechanics Lien filed on February
12 22, 2019, as Doc. No. 591, relating to the Mechanics Lien recorded in the Official
13 Records of Contra Costa County, State of California, on January 25, 2019, as Doc.
14 No. 2019-0010906-00, which has been released by the recording of the Release of
15 Mechanics Lien recorded in the Official Records of Contra Costa County, State of
16 California, on May 3, 2019, as Doc. No. 2019-0063542-00.

17 (cc) Notice of Continued Perfection of Mechanics Lien filed on February
18 22, 2019, as Doc. No. 592, relating to the Mechanics Lien recorded in the Official
19 Records of Humboldt County, State of California, on January 25, 2019, as Doc. No.
20 2019-001361, which has been released by the recording of the Release of Mechanics
21 Lien recorded in the Official Records of Humboldt County, State of California, on
22 May 3, 2019, as Doc. No. 2019-007715.

23 (dd) Notice of Continued Perfection of Mechanics Lien filed on February
24 22, 2019, as Doc. No. 593, relating to the Mechanics Lien recorded in the Official
25 Records of Contra Costa County, State of California, on January 25, 2019, as Doc.
26 No. 2019-0010905-00, which has been released by the recording of the Release of
27 Mechanics Lien recorded in the Official Records of Contra Costa County, State of
28 California, on May 3, 2019, as Doc. No. 2019-0063541-00.

1 (ee) Notice of Continued Perfection of Mechanics Lien filed on February
2 22, 2019, as Doc. No. 594, relating to the Mechanics Lien recorded in the Official
3 Records of Sonoma County, State of California, on January 25, 2019, as Doc. No.
4 2019005068, which has been released by the recording of the Release of Mechanics
5 Lien recorded in the Official Records of Sonoma County, State of California, on May
6 3, 2019, as Doc. No. 2019029450.

7 (ff) Notice of Continued Perfection of Mechanics Lien filed on February
8 22, 2019, as Doc. No. 595, relating to the Mechanics Lien recorded in the Official
9 Records of Napa County, State of California, on January 25, 2019, as Doc. No. 2019-
10 0001311, which has been released by the recording of the Release of Mechanics Lien
11 recorded in the Official Records of Napa County, State of California, on May 3, 2019,
12 as Doc. No. 2019-0007989.

13 (gg) Notice of Continued Perfection of Mechanics Lien filed on February
14 22, 2019, as Doc. No. 596, relating to the Mechanics Lien recorded in the Official
15 Records of Sacramento County, State of California, on January 28, 2019, as Doc. No.
16 201901280644, which has been released by the recording of the Release of
17 Mechanics Lien recorded in the Official Records of Sacramento County, State of
18 California, on October 15, 2019, as Doc. No. 201910150484.

19 (hh) Notice of Continued Perfection of Mechanics Lien filed on February
20 22, 2019, as Doc. No. 597, relating to the Mechanics Lien recorded in the Official
21 Records of San Francisco County, State of California, on January 28, 2019, as Doc.
22 No. 2019K724781, and the Amended Mechanics Lien recorded in the Official
23 Records of San Francisco County, State of California, on July 11, 2019, as Doc. No.
24 2019K793158, which have been released by the recording of the Release of Amended
25 Mechanics Lien recorded in the Official Records of San Francisco County, State of
26 California, on August 28, 2019, as Doc. No. 2019K820855.

27 (ii) Notice of Continued Perfection of Mechanics Lien filed on February
28 22, 2019, as Doc. No. 598, relating to the Mechanics Lien recorded in the Official

1 Records of Kern County, State of California, on January 25, 2019, as Doc. No.
2 219008686, and the Amended Mechanics Lien recorded in the Official Records of
3 Kern County, State of California, on July 15, 2019, as Doc. No. 219083561, which
4 have been released by the recording of the Release of Amended Mechanics Lien
5 recorded in the Official Records of Kern County, State of California, on August 28,
6 2019, as Doc. No. 219110409.

7 6. Except as otherwise set forth herein, all of ARB's Notices of Continued
8 Perfection of Mechanics Liens and Notices of Continued Perfection of Amended Mechanics
9 Liens filed in this case, and the related Mechanics Liens and Amended Mechanics Liens
10 recorded in various counties, remain in full force and effect, and ARB specifically reserves
11 all of its rights, claims, and defenses relating thereto.

12 7. In addition, ARB does not make any admission of fact or law, and ARB asserts
13 that its remaining Mechanics Liens and Amended Mechanics Liens against the Debtors'
14 properties are senior to and effective against entities that may have acquired rights or
15 interests in the properties.

16 8. The filing of this Notice shall not be construed as an admission that such filing
17 is required under the Bankruptcy Code, the California mechanics lien law, or any other
18 applicable law.

19 9. ARB further reserves all rights, including the right to amend or supplement
20 this Notice.

21 Dated: January 7, 2020

RUTAN & TUCKER, LLP
ROGER F. FRIEDMAN
PHILIP J. BLANCHARD
ASHLEY M. TEESDALE

22 By: /s/ Roger F. Friedman
23 Roger F. Friedman
24 Attorneys for Creditor ARB, INC.
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